

PATENT

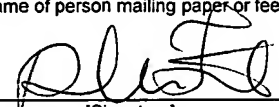
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.: SCHUNKE-2

In re Application of:)
KURT SCHUNKE et al.)
Cont. of Int. Appl. No.: PCT/EP02/03837)
Int. Filing Date: April 6, 2002)
For: ELECTROMOTIVE ADJUSTMENT DEVICE)

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Express Mail mailing label number: EV 413182016 US
Date of Deposit: October 24, 2003
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450".
ANTONELLA FUSILLO [Name of person mailing paper or fee]
 [Signature]

S I R:

In accordance with 37 C.F.R. 1.56, applicant wishes to call the attention of the Examiner to the following references A) to D) which were cited in the International Search Report issued by the European Patent Office with regard to the corresponding international patent application No. PCT/EP02/03837 and references E) to H) which were cited in the German Search Report issued by the German Patent Office with regard to the corresponding German patent Application 201 07 326.9. Applicant does not admit that any of the cited documents constitutes prior art against the pending application.

	Country:	Patent or Appl. No:	Patentee or Applicant:	Issue or Filing Date:
A)	USA	US 6 186 471 B1	Genga et al.	02-13-2001
B)	Switzerland	CH 614 507 A	Belimo	11-30-1979
C)	USA	US 4 669 578 A	Fukamachi	06-02-1987
D)	USA	US 3 973 449 A	Berlinger, Jr.	08-10-1976
E)	Germany	DE 199 81 897 T1	Matsushita	03-29-2001
F)	Germany	DE 41 29 928 A1	Hella KG	03-11-1993
G)	USA	US 3 247 736 A	K. Roth	04-26-1966
H)	Germany	DE 44 03 574 C1	Webasto	01-26-1995

Copies of these references are submitted herewith along with form PTO-1449. The Examiner is requested to initial the attached form PTO-1449 and to return a copy of the initialed document to the undersigned as an indication that the attached references have been considered and made of record.

☒ [X] This Information Disclosure Statement is filed within three months of the filing date of a national application other than a continued prosecution application under 1.53(d), so that no fee under 37 C.F.R. §1.97 is due.

☐ [] This Information Disclosure Statement is filed within three months of the date of entry of the national stage as set forth in 1.491 in an international application, so that no fee under 37 C.F.R. §1.97 is due.

☐ [] This Information Disclosure Statement is filed before the mailing of a first Office Action on the merits, so that no fee under 37 C.F.R. §1.97 is due.

☐ [] This Information Disclosure Statement is filed before the mailing of a first Office Action after the filing of a request for continued examination under §1.114, so that no fee under 37 C.F.R. §1.97 is due.

[] This Information Disclosure Statement is filed after the issuance of a first office but before issuance of a final action under §1.113, or a notice of allowance under §1.311.

[] This Information Disclosure Statement is submitted after the mailing of a final action or a notice of allowance, but before payment of the issue fee.

[] The undersigned submits the following statement requesting consideration of this statement:

The undersigned hereby states:

[] That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement;

[] That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the information disclosure statement.

[] The fee of \$180.00 set forth in 1.17(p).

[] The Commissioner is hereby authorized to charge the fee as set forth in 1.17(p), and any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

[] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

In order to satisfy the requirement under 37 C.F.R. §1.98(a)(3) for a concise explanation of the relevance of each item of information, applicant herewith submits a copy of the International and German Search Report together with a translation of the relevant pages thereof.

The above-identified application discloses and claims an invention patentable over this prior art.

Entry of the references above set forth into the file of the above application is believed to be in order and is respectfully requested.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

Respectfully submitted

By: 

Henry M. Feiereisen
Agent for Applicant
Reg. No. 31,084

Date: October 24, 2003
350 Fifth Avenue
Suite 4714
New York, N.Y. 10118
(212) 244-5500
HMF:af

Form PTO-1449U.S. Department of Commerce
Patent and Trademark Office**INFORMATION DISCLOSURE CITATION**

Attorney's Docket No. SCHUNKE-2	Applicant KURT SCHUNKE et al.	Cont. of Int. Appl. No. PCT/EP02/03837
Int. Filing Date April 6, 2002	Group	Examiner

U.S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date, if appropriate
	6,186,471	02-13-2001	Genga et al.			
	4,669,578	06-02-1987	Fukamachi			
	3,973,449	08-10-1976	Berlinger, Jr.			
	3,247,736	04-26-1966	K. Roth			

FOREIGN PATENT DOCUMENTS

	Document Number	Date	Country	Class	Subclass	Translation
	CH 614 507 A	11-30-1979	Switzerland			no
	DE 199 81 897 T1	03-29-2001	Germany			no
	DE 41 29 928 A1	03-11-1993	Germany			no
	DE 44 03 574 C1	01-26-1995	Germany			no

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

Examiner:	Date considered:	

*Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.